Bottle-neck in projects cleared by Centre

2654. SHRI CHIMANBHAI MEHTA :
SHRI P. UPENDRA :

Will the PRIME MINISTER be pleased to state :

(a) what are bottle-necks at the level of States for the projects cleared by the Centre;

(b) whether it is a fact that some of the investors have dropped their proposals after getting clearance from the Centre due to long delay and implementation at the level of States; and

(c) what action Government are taking to remove the bottle-necks and obsolete regulations that are still prevalent in States ?

THE MINISTER OF STATE IN THE MINISTRY OF INDUSTRY (SMT. KRISHNA SAHI) : (a) There are no bottle-necks. However, various approvals relating to allotment of land, permission for land use, construction activity and building plan, environmental/pollution clearance and sanction of power etc. are required to be obtained from the State Governments for implementation of the projects sanctioned by the Central Government.

(b) No such matter has come to the notice of the Department of Industrial Development.

(c) The Central Government has been requesting all the States/Union Territories to simplify their rules and procedures and provide investor friendly atmosphere for facilitating implementation of projects.

Superannuation age of Executives in PSUs

2655. SHRI GHUFRAN AZAM : Will the PRIME MINISTER be pleased to state :

(a) whether Government have fixed the stipulated age of superannuation for Board level executives in PSUs at the attainment of age 58 years;

(b) whether any disparity amongst PSUs still exists;

(c) if so, the reasons and rationable of such disparities; and

(d) the names of the Central Government Undertakings where the stipulated age of 58 years is not enforced ?

THE MINISTER OF STATE IN THE MINISTRY OF INDUSTRY (SMT. KRISHNA SAHI) : (a) The age of superannuation for Board level executives in PSUs is 58 years.

(b) to (d) In exceptional cases the Board level executives are allowed by Government to serve beyond 58 years.

Cases on non-payment of interest to depositors of DLF

2656. SHRI O. P. KOHLI : Will the PRIME MINISTER be pleased to state :

(a) whether the Monopolies and Restrictive Trade Practices Commission (MRTPC) was inquiring into the matter of non-payment of interest to depositors of DLF;

(b) if so, since when and the details thereof;

(c) whether the matter has been finalised and interest authorised to the depositors; if not, the reasons therefor;

(d) the time by which the matter is likely to be finally disposed of;

(e) the details of other cases pending in the MRTPC for over four years and the reasons for the delay;

(f) whether the attention of Government has been drawn to the news-item captioned "MRTP Ayog ne aur shaktian mangi" appearing in the Dainik Jagaran, dated the 3rd October, 1994; and

(g) if so, the facts thereof and the action taken thereon ?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ) : (a) to (d) The Enquiry instituted by MRTP Commission against DLF has alread been finalised and the Hon'ble Commission by its Order dated 26-10-94 has discharged the Enquiry on the ground that the Respondent has not indulged in restrictive/unfair trade practice. The compensation Application also stands dismissed.

(e) The number of pending restrictive/unfair/monopolistic trade practices enquiries are as under :

Year	RTP	UTP	MTP
31 Dec. 90 .	676	577	2
31 Dec. 91 .	425	507	2
31 Dec. 92 .	511	559	5
31 Dec. 93 .	494	509	10

MRTP Commission is a quasi-judicial body, enquiries before the Commission are the subjudice.

(f) and (g) On the basis of experience gained after 1991 Amendment of MRTP Act, MRTP Commission recently made some suggestions for further rationalisation of this Act. These would be considered in consultation with the concerned Authorities.

Regulatory mechanism in liberalisation process

2657. SHRI PARMESHWAR KUMAR AGARWALLA : Will the PRIME MINISTER be pleased to state :

(a) whether it is a fact that in the process of liberalisation of an economy and the consequent privatisation, there is a need to strengthen the overall regulatory mechanism, including the provisions of the MRTP Act;

(b) if so, what steps have been taken during the past four years in this direction;

(c) if not, in what manner Government propose to prevent the possible misuse of liberalisation and privatisation; and

(d) what has been the experience and practice of the western countries and also those countries which have gone through the process of liberalisation during the last decade or so, in the matter of need to strengthen the regulatory mechanism ?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ) : (a) to (d) Several changes have been made in the MRTP Act, 1969 since its enactment. The last amendment was made in 1991. On the basis of experience gained, MRTP Commission has recently made same suggestions for further rationalisation of this Act. These would be considered in consultation with concerned authorities, having regard to the laws and practices in other developed countries.

MRTPC action against Coca Cola and Pepsi Cola

2658. SHRI G. PRATHAPA REDDY : Will the PRIME MINISTER be pleased to state :

(a) whether it is a fact that the M.R.T.P.C. has taken action against multinational companies, Coca Cola and Pepsi Cola for indulging in several restrictive trade practices falling under M.R.T.P.;

(b) if so, when;

(c) what are the details of the actions the Commission has taken against such multinational companies; and

(d) when will the M.R.T.P.C. ensure that these restrictive clauses are removed ?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ) : (a) to (d) Director General Investigation and Registration has filed application dated 18-4-1994 against M/s. Coca Cola Company USA and M/s. Brindavan Agro Industries Ltd. and another application dated 29-6-1994 against Pepsi Co. Inc., M/s. Pepsi Foods Ltd. and Agra Beverages Corporation Ltd. under Section 10(a)(iii) of the MRTP Act before the MRTP Commission. The Honourable Commission has already issued notices of enquiries against the said respondents. The Commission being a quasi-judicial body, both the matters are subjudice.

Modification of MRTP Act

2659. SHRI PARMESHWAR KUMAR AGARWALLA : Will the PRIME MINISTER be pleased to state :

(a) whether it is a fact that certain provisions of the MRTP Act were modified to facilitate the liberalisation process;

(b) if so, the details thereof; and

(c) in what manner Government propose to strengthen the MRTP Act to deal with the liberalised regime, on the pattern of Anti-trust and other laws in the USA, UK etc. ?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ) : (a) to (c) Several changes have been made in the MRTP Act, 1969 since its enactment, the last amendment was made in 1991. On the basis of experience gained, MRTP Commission has recently made some suggestions for further rationalisation of this Act. These would be considered in consultation with concerned authorities, having regard to the laws and practices in other developed country.